

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 1992

To amend chapter 5 of title 5, United States Code, to provide for results based regulations, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

MARCH 25 (legislative day, FEBRUARY 22), 1994

Mr. ROTH introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

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## A BILL

To amend chapter 5 of title 5, United States Code, to provide for results based regulations, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Results Based Regula-  
5       tions Act of 1994”.

6       **SEC. 2. RESULTS BASED REGULATIONS.**

7       (a) IN GENERAL.—Chapter 5 of title 5, United  
8       States Code, is amended by inserting after section 559 the  
9       following new section:

1 **“§ 560. Results based regulations**

2 “(a) For purposes of this section the term ‘regula-  
3 tion’ means any rule for which the agency publishes a gen-  
4 eral notice of proposed rulemaking under section 553(b)  
5 or any other law.

6 “(b) To the greatest extent practicable, each agency  
7 shall include in the general notice of proposed rulemaking  
8 relating to a regulation—

9 “(1) a statement of—

10 “(A) the overall outcomes and results to be  
11 achieved by the regulation;

12 “(B) methods to quantify such outcomes  
13 and results;

14 “(C) possible alternative methods to  
15 achieve such outcomes and results; and

16 “(D) a process for waiving in whole or part  
17 such regulation if an alternative is subsequently  
18 proposed under which the agency determines  
19 the waiver applicant, and others covered by  
20 such waiver, would have no less of an impact on  
21 the achievement of those outcomes and results  
22 than would occur without such waiver; and

23 “(2) a solicitation for comments by persons af-  
24 fected by the regulation on the methods and proc-  
25 esses described under paragraph (1) (B), (C), and  
26 (D).

1       “(c) An agency action taken under this section shall  
2 not be subject to review by a court of the United States.”.

3       (b) TECHNICAL AND CONFORMING AMENDMENT.—  
4 The table of sections for chapter 5 of title 5, United States  
5 Code, is amended by inserting after the item relating to  
6 section 559 the following new item:

“560. Results based regulations.”.

7 **SEC. 3. EFFECTIVE DATE.**

8       The amendments made by this Act shall take effect  
9 60 days after the date of the enactment of this Act.

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